

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

BARBARA BROWN and CINDY HIETT,

Plaintiffs,

v.

MHN GOVERNMENT SERVICES, INC.;
HEALTH NET, INC.; and MHN SERVICES
d/b/a MHN SERVICES CORPORATION, a
Washington corporation,

Defendants.

Case No. 3:14-cv-05170-BHS

**STIPULATION AND ORDER
TRANSFERRING MATTER**

Plaintiffs Barbara Brown and Cindy Hiett and Defendants MHN Government Services, Inc., Health Net, Inc., and MHN Services doing business as MHN Services Corporation, by and through their undersigned counsel of record, stipulate and agree as follows:

WHEREAS, Defendants removed this Action to this Court on February 27, 2014, Dkt. No. 1;

WHEREAS, Defendants, on March 4, 2014, notified the Court of two cases related to this Action, *Hiett v. MHN Government Services, Inc.*, No. 3:13-03016-SI, and *Zaborowski v. MHN Government Services, Inc.*, No. 3:12-cv-05109-SI (the "Related Cases"), both of which are currently pending before the Honorable Susan Illston, District Judge, United States District Court for the Northern District of California. In that notice, Defendants wrote that they "anticipate moving to transfer this action to the Northern District [of] California pursuant to 28 USC §1404";

WHEREAS, Defendants, on March 6, 2014, moved to dismiss this Action, Dkt. No. 14;

WHEREAS, Plaintiffs, on March 12, 2014, filed an Amended Complaint, Dkt. No. 20;

STIPULATION AND ORDER

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1 WHEREAS, Plaintiffs, on March 13, 2014, moved to transfer this Action to the United
2 States District Court for the Northern of California for coordination with the Related Cases,
3 Dkt. No. 25; and

4 WHEREAS, pursuant to Title 28 U.S.C. § 1404(a), the Court may, for the convenience
5 of the parties and witnesses, in the interest of justice, transfer any civil action to any other
6 district to which all parties have consented.

7 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and
8 Defendants, through their undersigned counsel, as follows:

9 1. This Action shall be transferred to the United States District Court for the
10 Northern District of California for coordination with the Related Cases;

11 2. Following transfer, the parties agree to file a Joint Motion for Administrative
12 Relief to Consider Whether Cases Should be Related to effectuate assignment of this case in
13 the same Court as the Related Cases;

14 3. Defendants withdraw their Motion to Dismiss Plaintiffs' First Amended
15 Complaint (Dkt. No. 14); and

16 4. Defendants shall have fourteen days from the date upon which this transfer
17 becomes effective within which to move to dismiss Plaintiffs' Amended Complaint (Dkt. No.
18 20).

19 IT IS SO ORDERED.

20 DATED this 25th day of March, 2014.

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BENJAMIN H. SETTLE
United States District Judge

1 Presented March 24, 2014 by:

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Attorneys for Plaintiffs

19 I hereby attest that the concurrence in the filing of this document has been obtained from
20 Warren E. Martin, Attorney for Plaintiffs Barbara Brown and Cindy Hiatt.

21 Dated: March 24, 2014

22 /s/ Timothy J. Long
23 TIMOTHY J. LONG
24 Attorneys for Defendant